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6 (Additional Counsel in Signature Block)

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 EDWIN CAHILL AND FRANK ROGERS,
12
13 PLAINTIFFS,
14 vs.
15 CITRUS WORLD, INC. d/b/a FLORIDA'S
NATURAL GROWERS,
16 DEFENDANT.

Case No.: 3:12-cv-04691-EDL

STIPULATION AND ~~PROPOSED~~
ORDER REGARDING DEFENDANT'S
MOTION TO TRANSFER THIS
ACTION TO THE NORTHERN
DISTRICT OF ALABAMA

1 Plaintiffs Edwin Cahill and Frank Rogers ("Plaintiffs") and Defendant Citrus World, Inc.
2 d/b/a Florida's Natural Growers ("Citrus World") stipulate as follows:

3 WHEREAS, Plaintiffs filed this action captioned *Cahill, et al. v. Citrus World, Inc.* (Case
4 No. 3:12-cv-04691-EDL) in this Court on September 7, 2012 (the "Action");

5 WHEREAS, on October 12, 2012, Defendant moved the Court to transfer this Action to
6 the Northern District of Alabama under 28 U.S.C. § 1404(a), or, in the alternative, staying this
7 action (ECF No. 7);

8 WHEREAS, Plaintiffs do not concede that any statements or arguments made by
9 Defendant in its motion to transfer are true or correct;

10 WHEREAS, while Plaintiffs object to a stay of their Action pending disposition of *Veal*
11 *v. Citrus World, Inc.* (Case No. 2:12-cv-00801-IPJ (N.D. Ala.)) (the "*Veal* Action"); in the
12 interests of efficiency and judicial economy, Plaintiffs do not oppose Defendants' motion to
13 transfer pursuant to 28 U.S.C. § 1404(a);

14 NOW, THEREFORE, the parties agree as follows:

15 1. The Action should be transferred to the Northern District of Alabama,
16 where the *Veal* Action is pending.

1 DATED: October 26, 2012

LATHAM, SHUKER, EDEN & BEAUDINE, LLP

2 By: /s/ Daniel Coultoff

3 Daniel H. Coultoff

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7 *Attorneys For Defendant Citrus World, Inc.*

8 DATED: October 26, 2012

LEXINGTON LAW GROUP

9 By: /s/ Mark Todzo

10 Mark N. Todzo

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14 *Attorneys For Plaintiffs Edwin Cahill and Frank Rogers*

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17 PURSUANT TO STIPULATION, IT IS SO ORDERED:

18 Dated: October 26, 2012

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20 UNITED STATES MAGISTRATE JUDGE
21 NORTHERN DISTRICT OF CALIFORNIA
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CERTIFICATE OF SERVICE

On October 26, 2012, I electronically submitted the foregoing document with the Clerk of court for the U.S. District Court, Northern District of California, using the electronic case filing (“ECF”) system of the Court. All parties who have consented to electronic service will receive notice of this filing by operation of the ECF system. Any parties who have not consented to electronic service will receive a paper copy of this electronically filed document through the United States Postal Service.

/s/ Mark N. Todzo

Mark N. Todzo

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